

**FAX SUBMISSION TO USPTO**

<b>Docket No.</b>	<b>MSP001</b>	<b>RECEIVED</b>
<b>Serial No.</b>	<b>10/697,059</b>	<b>CENTRAL FAX CENTER</b>
<b>Filing Date</b>	<b>10/30/2003</b>	<b>AUG 28 2006</b>
<b>Gp/Art Unit</b>	<b>3727</b>	
<b>Examiner</b>	<b>Larson, Justin Matthew</b>	
<b>Applicant</b>	<b>Donna M. Wilson</b>	
<b>Title</b>	<b>Rack for Carrying Elongated Objects on the Vertical Back of a Vehicle</b>	
<b>Submission</b>	<b>Response and Amendment</b>	
<b>Total Pages</b>	<b>14 including this cover sheet</b>	
<b>Dated</b>	<b>08/28/2006</b>	
<b>Office Action Date</b>	<b>06/29/2006</b>	
<b>Submitted By</b>	<b>Richard C. Calderwood, #35,468</b>	

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**AUG 28 2006**

PTO/SB/21 (09-04)

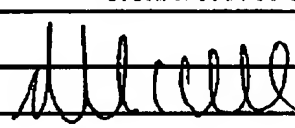
Approved for use through 07/31/2006, OMB 0651-0031

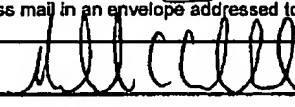
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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<b>TRANSMITTAL FORM</b>  <i>(to be used for all correspondence after initial filing)</i>	Application Number	10/697,059	
	Filing Date	10/30/2003	
	First Named Inventor	Donna M. Wilson	
	Art Unit	3727	
	Examiner Name	Larson, Justin Matthew	
Total Number of Pages in This Submission	13	Attorney Docket Number	MSP001

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks <span style="border: 1px solid black; display: inline-block; width: 150px; height: 1.2em; vertical-align: middle;"></span>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name			
Signature			
Printed name	Richard C. Calderwood		
Date	8-28-06	Reg. No.	35,468

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being <u>facsimile</u> transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature			
Typed or printed name	Richard C. Calderwood	Date	8-28-06

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Application No. 10/697,059  
Amendment dated 08/28/2006 responding to Office Action dated 06/29/2006

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE	
Applicant: Donna M. Wilson	
Appl. No.: 10/697,059	Gp/Art Unit: 3727
Filed: 10/30/2003	
Title: Rack for Carrying Elongated Objects on the Vertical Back of a Vehicle	Examiner: Larson, Justin Matthew
Docket No.: MSP001	

Commissioner for Patents  
P.O. Box. 1450  
Alexandria, VA 22313-1450

Portland, Oregon  
August 28, 2006

### AMENDMENT AND RESPONSE

Dear Sir,

This is in response to the Office Action mailed 06/29/2006, in which, using the office action's paragraph numbers: (2) claims 1-2, 7-9, 12-13 were rejected under 35 USC 102(b) as anticipated by US Patent No. 4,403,716 to Carlson; (3) claims 28-33 were rejected under 35 USC 102(b) as anticipated by US Patent No. 5,699,985 to Vogel; (5) claims 1-5, 7-8, 12, 14-18, 20-24 were rejected under 35 USC 103(a) as unpatentable over US Patent No. 6,662,983 to Lane in view of US Patent No. 6,474,522 to Johnson; (6) claims 1-4, 7-9, 14-15, 19-23 were rejected under 35 USC 103(a) as unpatentable over US Patent No. 5,658,119 to Allsop in view of Johnson; (7) claim 6 was rejected under 35 USC 103(a) as unpatentable over the art as applied in paragraph 5 or 6 in further view of US Patent No. 5,215,234 to Pasley; (8) claim 11 was rejected under 35 USC 103(a) as unpatentable over the art as applied in paragraph 5 or 6 in further view of US Patent No. 6,655,562 to Jeong; (9) claims 25-27 were rejected under 35 USC 103(a) as

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Amendment dated 08/28/2006 responding to Office Action dated 06/29/2006

unpatentable over Vogel in view of US Patent No. 4,815,638 to Hutyra. Amendments to the claims are reflected in the listing which begins on page 4 of this paper. Remarks begin on page 9 of this paper.